

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**PATENT**

APPLICANT(S) : Elliot J. Straus

TITLE : MODELING METHOD AND  
PROGRAM FOR IN-MOLD COATING  
AN INJECTION MOLDED  
THERMOPLASTIC ARTICLE

APPLICATION NO. : 10/760,992

FILED : January 20, 2004

CONFIRMATION NO. : 1988

EXAMINER : Cuong V. Luu

ART UNIT : 2128

LAST OFFICE ACTION : July 16, 2008

ATTORNEY DOCKET NO. : OMNZ 2 00014

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner  
mailed July 16, 2008 finally rejecting claims 11-18 and 20-28.

The items checked below are appropriate:

1. **STATUS OF APPLICANT**

☒ This application is on behalf of other than a small entity.

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

☒ other than a small entity \$510.00

3. **EXTENSION OF TERM**

☒ Applicant(s) hereby petition(s) the Commissioner under 37 C.F.R. §1.136(a) for a ONE-month extension of time up to and including August 16, 2008 in which to file the accompanying Notice of Appeal. Payment for the filing of this Notice of Appeal and any appropriate extension of time fees are authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308. If there are any additional fees required by this communication, please charge same to Deposit Account No. 06-0308.

4. **TOTAL FEES DUE**

The total fee due is:

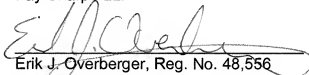
Notice of Appeal Fee: \$510.00  
Extension of Time Fee: \$120.00

5. **METHOD OF PAYMENT**

☒ The fees indicated above are authorized to be charged to a credit card.

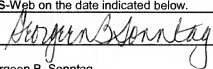
Respectfully submitted,

Fay Sharpe LLP

  
Erik J. Overberger, Reg. No. 48,556  
1100 Superior Avenue  
Seventh Floor  
Cleveland, OH 44114-2579  
216-861-5582

August 15, 2008

Date

CERTIFICATE OF TRANSMISSION	
I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being transmitted to the USPTO by electronic transmission via EFS-Web on the date indicated below.	
Express Mail Label No.:	Signature: 
Date: August 15, 2008	Name: Georgeen B. Sonntag